


UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA

FILED
JUL 09 2009

CLERK

CENTRAL DIVISION

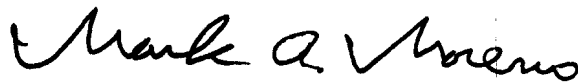
UNITED STATES OF AMERICA,	*	
	*	CR. 09-30034-CBK
	*	
Plaintiff,	*	
	*	
-VS-	*	REPORT AND RECOMMENDATION
	*	FOR DISPOSITION OF DEFENDANT'S
CALEB BLUE ARM,	*	MOTION TO SUPPRESS STATEMENTS
	*	AND EVIDENCE
	*	
Defendant.	*	

Defendant, Caleb Blue Arm, has filed a Motion to Suppress Statements and Evidence, Docket No. 34. Because Defendant's Motion is a dispositive one, this Court is only authorized to determine the same on a report and recommendation basis. See 28 U.S.C. §636(b)(1). Based on the findings, authorities and legal discussion made on the record at the July 9, 2009 hearing, the Court hereby

RECOMMENDS that Defendant's Motion be denied in all respects.

Dated this 9th day of July, 2009, at Pierre, South Dakota.


BY THE COURT:



MARK A. MORENO
UNITED STATES MAGISTRATE JUDGE

ATTEST:

JOSEPH HAAS, CLERK

BY: 
Deputy

(SEAL)

NOTICE

Failure to file written objections to the within and foregoing Report and Recommendations for Disposition within ten (10) days from the date of service shall bar an aggrieved party from attacking such Report and Recommendations before the assigned United States District Judge. See 28 U.S.C. § 636(b)(1).